THE HON'BLE SRI JUSTICE C.V.RAMULU

WRIT PETITION NO.36403 OF 1998

DATE: 28th September 2006

Between:

1. A.Buchaiah, son of late A. Veeranarayana,
   aged 60 years, Occ: Agriculture,
   resident of Munagala village and Mandal,
   Nalgonda District and 3 others.

.... Petitioners.

And

1. Government of Andhra Pradesh,
   Irrigation & C.A.D. (PW-NSP) Department,
   Rep: by its commissioner, CADA and
   Ex.Officio Secretary to Government,
   Secretariat, Hyderabad, A.P., and 2 others.

.... Respondents.

* * *

ORDER:

The relief sought for in this writ petition is for re-conveyance of the lands to an extent of Acs.5-00 in survey No.478 of Munagala village and mandal, Nalgonda District, which were acquired after invoking provisions of the Land Acquisition Act and taken possession in the year 1962.

2. The relief as sought for in the writ petition cannot be granted in view of the judgment in **State of Kerala and**

others V. M.Bhaskaran Pillai and another[1] wherein it was held that once land acquired for public purpose by operation of Section 16 of the Land Acquisition Act, the land is vested in the State free from all encumbrances.

3. The writ petition is accordingly dismissed. No order as to costs.

_____

C.V.RAMULU, J.

Date: 28th September 2006.
BSB

---

[1] AIR 1997 SUPREME COURT 2703